

VOTING RECORD
BOARD OF COUNTY COMMISSIONERS' MEETING
THURSDAY, NOVEMBER 1, 2012
10:00 A.M.

The following information is an unofficial record of the
Frederick County Board of County Commissioners open meeting votes.

(Official minutes of the Board of County Commissioners' meetings are kept on file in the County Manager's Office; the meetings are also video recorded. Approved minutes can be accessed at www.FrederickCountyMD.gov/minutes and video of the meeting can be accessed at www.FrederickCountyMD.gov.)

PUBLIC HEARING

Admissions and Amusement Tax Rates – Erin White, Finance Division

Motion to approve a resolution that would reduce the admissions and amusement tax rate to 0% for all categories.

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young			X			
Smith			X			
Shreve		X	X			
Gray				X		
Delauter	X		X			

Motion to have the resolution become effective on February 1, 2013.

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young	X		X			
Smith			X			
Shreve			X			
Gray				X		
Delauter		X	X			

CONSENT AGENDA

The following item was pulled from the consent agenda:

- Purchasing Memo #13-060 – Tree Planting and Maintenance (Indefinite Quantity Contract)
Award to: Conservation Services, Inc. in the estimated amount of \$242,647.95 (Hand Planting)
Award to: Parkton Woodland Services, Inc. in the estimated amount of \$99,192.50 (Machine Planting)

The following items were presented on the consent agenda:

- Purchasing Memo #13-056 – Hot Mix Asphalt Testing Services (Piggyback Contract)
Award to: Specialized Engineering, Inc.
Award amount: \$85,000.00
- Purchasing Memo #13-057 – Energy Efficient Audits and Retrofits for the Power Saver Retrofits Program
Award to: Atlas Home Energy Solutions and Hawkeye Construction LLD
Award amount: \$0 (Grant-funded and Homeowner Contribution)

- Purchasing Memo #13-058 – Montevue Campus Replacement Voice Equipment Upgrade (Piggyback Contract)
Award to: Carousel Industries
Award amount: \$71,397.70
- Purchasing Memo #13-059 – New Traffic Signal at Old National Pike and Bartholows Road (Piggyback Contract)
Award to: Scott A. Duncan, Inc.
Award amount: \$209,931.00

1. #BT-13-056, Housing and Community Development, Citizens Services Division

Motion to approve the consent agenda as amended – Passed 5-0.

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young			X			
Smith	X		X			
Shreve			X			
Gray		X	X			
Delauter			X			

ADMINISTRATIVE BUSINESS

Purchasing Memo #13-060 – Tree Planting and Maintenance (Indefinite Quantity Contract) – Shannon Moore, Community Development Division

Motion to approve Purchasing Memo #13-060 – Failed 2-3.

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young				X		
Smith	X		X			
Shreve				X		
Gray		X	X			
Delauter				X		

Motion to approve Purchasing Memo #13-060 – Passed 3-2.

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young				X		
Smith		X	X			
Shreve	X		X			
Gray			X			
Delauter				X		

WORKSESSION

Appointment/Reappointments to Frederick County Solid Waste Advisory Committee – Joyce Grossnickle, Office of the County Manager

Motion to reappoint Mr. Rolan Clark and Mr. Bryan Malseed to serve three-year terms to expire June 30, 2015, and to appoint Mr. Robert Clark to serve as the Commercial Solid Waste/Recycling Company representative to fill an unexpired term to expire June 30, 2013.

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young			X			
Smith			X			
Shreve			X			
Gray	X		X			
Delauter		X	X			

Meals on Wheels Program – Kitty Devilbiss and Pat Rosensteel, Citizens Services Division

No action was taken as this item was informational.

ADMINISTRATIVE BUSINESS

Legislative Update – John Mathias, Office of the County Attorney and Ragen Cherney, Office of the County Manager

<u>Legislative Proposal</u>	<u>Young</u>	<u>Smith</u>	<u>Shreve</u>	<u>Gray</u>	<u>Delauter</u>	<u>BOCC Vote</u>
1.) Permitting Video Lottery Terminals (Slots) for Local Charitable Organizations	✓	✗	✓	✓	✓	4-1
2.) Increase to the Annual Amount of Gaming Permits Issued for Raffles	✓	✓	✓	✓	✓	5-0
3.) Ethics – Formal Local Government Officials and Employees	✓	✓	✓	✓	✓	5-0
4.) Maryland Constitution – Congressional Districts – Requirements as to Territory, Form and Boundaries	✓	✓	✓	✓	✓	5-0
5.) Removal of mandatory stormwater fee.	✓	✓	✓	✗	✓	4-1
6.) Permitting tax rebate to all properties and not just properties of residence.	✓	✓	✓	✗	✓	4-1
7.) Grading erosion and sediment control, to amend the state law on several provisions regarding the standards and specifications for erosion and sediment control.	✓	✓	✓	✓	✓	5-0
8.) Repeal scooter/moped helmet mandate in Frederick County.	✓	✓	✓	✗	✓	4-1
9.) Permitting deer hunting with a rifle in Frederick County.	✓	✓	✓	✗	✓	4-1
10.) Repeal mandatory requirement provisions of the Davis-Bacon Act and the Minority Business Enterprise (MBE) for Frederick County to build one school.	✓	✓	✓	✓	✓	5-0
11.) Amending state law to provide for public safety agencies in Frederick County to operate All Terrain Vehicles and Utility Terrain Vehicles.	✓	✓	✓	✓	✓	5-0
12.) Requiring a Frederick County voter to show proof of identity in order to vote in the 2014 elections.	✓	✗	✓	✗	✓	3-2
13.) Exempting Frederick County Public Schools from the FRO requirements.	✓	✓	✓	✗	✓	4-1
14.) Authorizing non-corporate owned stores to sell beer and wine in Frederick County.	✓	✓	✓	✓	✓	5-0
15.) Authority for BOCC to ban synthetic drugs in Frederick County.	✓	✓	✓	✓	✓	5-0

<u>Position Statements</u>	<u>Young</u>	<u>Smith</u>	<u>Shreve</u>	<u>Gray</u>	<u>Delauter</u>	<u>BOCC Vote</u>
1.) State School Construction Funding for Frederick County Should Exceed the State Government Economic Assistance for Foreign (Out of State) Business Entities	✓	✓	✓	✓	✓	5-0
2.) Frederick County Public Schools Authority to Count and Report Undocumented Students	✓	✓	✓	✗	✓	4-1
3.) Maryland to be a “Shall Issue” State for a Right to Carry a Firearm	✓	✓	✓	✗	✓	4-1
4.) Reinstatement of Highway User Revenues to Local Governments	✓	✓	✓	✓	✓	5-0
5.) United States Constitutional Convention to Address Citizenship and Immigration Issues	✗	✗	A 1	✗	✗	4-0-1
6.) Maryland Partial Birth Abortion Ban Act	✓	✓	✓	✓	✓	5-0
7.) Constitutional Amendment to Prohibit “Economic Development” Takings	✓	✓	✓	✓	✓	5-0
8.) Cooperative Enforcement of Federal Immigration Laws in Maryland	✓	✓	✓	✗	✓	4-1
9.) Negative Impact of State Stormwater Regulations to Local Government	✓	✓	✓	✓	✓	5-0
10.) Repeal or Modifications of the Work Place Fraud Act of 2009 (SB 909)	✓	✓	✓	✗	✓	4-1
11.) Reduction on Unemployment Insurance Fees on Businesses	✗	✗	✗	✗	✗	0-5
12.) Opposition to PlanMaryland	✓	✓	✓	✗	✓	4-1
13.) Opposition to Mandated State Septic Regulations on Local Governments	✓	✓	✓	✗	✓	4-1
14.) Supporting the Revision of Maryland’s Tangible Personal Property Tax	✓	✓	✓	✓	✓	5-0
15.) Opposition to gas tax increase.	✓	✓	✓	✓	✓	5-0
16.) Supporting the modification of Maintenance of Effort funding requirements.	✓	✓	✓	✓	✓	5-0
17.) Repeal of Workers’ Compensation Presumptions law.	✓	✓	✓	✓	✓	5-0

On Position Statement 5 Commissioner Shreve abstained.

For more information, please contact Patti Morrow at 301-600-6083 or pmorrow@FrederickCountyMD.gov.